



**CREATION OF SECTION 31.38 DOOR COUNTY CODE  
POSSESSION OF SYNTHETIC CANNABINOIDS OR BATH SALTS**

**DOOR COUNTY**

1 The Door County Board of Supervisors does hereby ordain the following amendment to Chapter  
2 31 Door County Code - Section 31.38, titled "Possession of Synthetic Cannabinoids or Bath  
3 Salts", of the Code is created to read:

4  
5 **A) AUTHORITY / CONSTRUCTION:**  
6

- 7 1. This ordinance is enacted under the authority granted by Sections 59.54(6), 59.54(25g)  
8 and/or 66.0113 Wisconsin Statutes.  
9 2. For the purposes of construction and enforcement of this ordinance, all references to the  
10 Wisconsin Statutes shall be as those statutes presently exist or as they may be hereafter  
11 revised.  
12

13 **B) PROHIBITIONS:**  
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- 15 1. The possession of any controlled substance (i.e., synthetic cannabinoids) specified in  
16 Section 961.14 (4)(tb) to (ty) Wisconsin is prohibited.  
17 2. Any act prohibited by Section 961.41(3g)(em) Wisconsin Statute (re: synthetic  
18 cannabinoids or a controlled substance analog of synthetic cannabinoids) is prohibited by  
19 this ordinance.  
20 3. Any act prohibited by Section 961.41(3g)(d) Wisconsin Statutes (re: MDPV and  
21 mephedrone or a controlled substance analog of MDPV or mephedrone) is prohibited by  
22 this ordinance.  
23

24 **C) PENALTIES:**  
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- 26 1. Violators shall:  
27 a. Pay a forfeiture of not less than \$100.00 nor more than \$1,000.00.  
28 b. Pay costs, fees and surcharges imposed under Chapter 814 Wisconsin Statutes.  
29 c. Make restitution under Section 800.093 Wisconsin Statutes.  
30 d. Make any other payment authorized by law.  
31

32 **D) ENFORCEMENT PROCEDURES:**  
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- 34 1. Issuance of a citation by law enforcement officers of the county.  
35 2. The form of the citation shall be as prescribed in Section 66.0113(1)(b) Wisconsin  
36 Statutes.  
37 3. The alleged violator's options and procedures on default shall be as set forth in Section  
38 66.0113(3) Wisconsin Statutes.  
39 4. The alleged violator may elect to make a deposit, in cash, money order, or certified check  
40 of the specified amount. Deposits shall include a forfeiture, and the assessments and/or  
41 fees prescribed by Section 66.0113(1)(c), Wisconsin Statutes, in accordance with the  
42 schedule of cash deposits. Deposits shall be made, in cash, money order, or certified  
43 check, to the Clerk of Court. Receipts shall be given for deposits made.



## DOOR COUNTY

## Ordinance 2012-17

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### CREATION OF SECTION 31.38 DOOR COUNTY CODE POSSESSION OF SYNTHETIC CANNABINOIDS OR BATH SALTS

ROLL CALL Board Members	Aye	Nay	Exc.
AUSTAD	X		
BRANN	X		
ENGLEBERT	X		
ENIGL	X		
FEUERSTEIN	X		
FISHER	X		
FONTAINE	X		
GUNNLAUGSSON	X		
HAINES		X	
KOHOUT	X		
LIENAU	X		
MEYER	X		
MOELLER	X		
MULLIKEN	X		
NEINAS	X		
O'CONNOR	X		
RUNQUIST			X
SCHULTZ	X		
VIRLEE	X		
WIEGAND	X		
ZIPPERER	X		
	19	1	1

#### E) NON-EXCLUSIVITY:

1. The adoption and authorization for use of a citation under this section shall not preclude the governing body from adopting any other ordinance or providing for the enforcement of any other law or ordinance relating to the same or any other matter.
2. The issuance of a citation under this section shall not preclude the proceeding under any other ordinance or law relating to the same or any other matter.
3. The proceeding under any other ordinance or law relating to the same or any other matter shall not preclude the issuance of a citation under this section.

This ordinance supersedes any prior ordinance or resolution pertaining to the same subject matter.

Chapter 31 Door County Code shall remain unchanged and shall continue in full force and effect except as amended by this ordinance.

This Amendatory Ordinance shall be in full force and effect from and after its enactment and publication.

#### BOARD ACTION

Vote Required: Majority Roll Call Vote of a Quorum

Motion to Approve Adopted ☒ Defeated ☐  
 1st Brann  
 2nd meyer  
 Yes: 19 No: 1 Exc: 1

Reviewed by: [Signature] Corp. Counsel  
 Reviewed by: OC-16-12  
 \_\_\_\_\_, Administrator

#### SUBMITTED BY: ADMINISTRATIVE COMMITTEE

[Signature] Daniel Austad, Chairman  
[Signature] David Lienau  
[Signature] Leo W. Zipperer  
[Signature] John Neinas  
[Signature] Kenneth Fisher  
[Signature] Richard Virlee  
[Signature] Cletus Fontaine

#### Certification:

I, Jill M. Lau, Clerk of Door County, hereby certify that the above is a true and correct copy of an ordinance that was enacted on the 22nd day of May, 2012 by the Door County Board of Supervisors.

[Signature]  
 Jill M. Lau  
 County Clerk, Door County

#### COUNTERSIGNED

[Signature]  
 Chairman, Daniel Austad  
 Door County Board of Supervisors